(35)

HIGH COURT OF CHHATTISGARH AT BILASPUR

Writ Petition (s) No. 4242 of 2005

Applicant : Dr. Arvind Mishra, aged about 42 years, son of Shri K.K. Mishra, M.S. Opthalmologist R/o S.M. 69, Padmanabhpur, Durg C.G.

Versus

Respondents :1. State of Chhattisgarh, through the Secretary, Public Health and Family Welfare, D.K.S. Bhawan Mantralaya, Raipur C.G.

2. Deputy Secretary (Awar Sachiv) Family Welfare, D.K.S. Bhawan Mantralaya Raipur C.G.

3. Commissioner, Public Health and Family Welfare, D.K.S. Bhawan Mantralaya Raipur C.G.

4. Collector, District Durg C.G.

SB : Hon'ble Shri Satish K. Agnihotri, J.

Present: Mr. Kishore Bhaduri, Advocate for the petitioner.
Mr. Sushil Dubey, Govt. Advocate for the respondents/State.

ORDER

(Passed on this 21st day of March, 2007)

1. The petitioner has filed this petition challenging the transfer order dated 7.11.2001 (P/3). By virtue of the interim stay granted by the Madhya Pradesh Administrative Tribunal at Raipur, the petitioner is continuing at the original place of posting.

2. Be that as it may, with the passage of time this petition has become infructuous, as period of transfer is not applicable forever. At this point of time there is no question to examine the validity of the transfer order. However, the respondents are at liberty to pass appropriate orders, keeping in view the public interest and administrative exigency, without insisting on compliance of the impugned transfer order.

3. In view of the above, this petition stands disposed of. No order as to costs.

Sd/-
Satish K. Agnihotri
Judge